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Attorneys for Defendant
KAZUKO UMSTEAD

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

WELLS FARGO BANK, N.A. as TRUSTEE)
FOR THE CLARA POPPIC TRUST,)

Plaintiffs,

vs.

RENZ, et al.,

Defendants.

AND RELATED ACTIONS.

Case No. CV 08 2561 SBA

**STIPULATION AND ORDER
CONTINUING FACT DISCOVERY AND
REBUTTAL EXPERT REPORTS
DEADLINES**

Complaint Filed: May 21, 2008
Discovery Cut-Off: Dec. 30, 2010
Trial Date: June 20, 2011

Pursuant to Federal Rule of Civil Procedure 16(b)(4) and Local Rule 16-2(d), the parties to the above-entitled action hereby apply to this Court for relief from the current fact discovery deadline set in this action.

WHEREAS this Court most recently adjusted the case management schedule on November 15, 2010 (Doc. 270);

WHEREAS the parties, with the exception of Nan Y. Park, participated in a mediation session with Hon. Ronald M. Sabraw (Ret.) on September 23, 2010;

1 WHEREAS a further mediation session has been scheduled for January 5, 2011 at 9:30
2 a.m., again before Judge Sabraw at JAMS in San Francisco, at which client and insurance
3 representatives will be present;

4 WHEREAS the parties continue to engage in discovery and have completed the
5 depositions of several percipient witnesses and are in the process of scheduling and conducting
6 additional percipient depositions, including those of the FRCP 30(b)(6) depositions of Hoyt
7 Corporation and Vic Manufacturing Corporation, completing the deposition of Kazuko Umstead
8 and other witnesses;

9 WHEREAS this Court has not yet rendered its decision on the pending FRCP 12(b)(6)
10 motion of Hoyt Corporation;

11 WHEREAS the various regulatory stakeholders have not yet assessed the nature and
12 extent of the contamination at issue and the necessary scope of remediation;

13 WHEREAS Judge Sabraw believes that a brief continuance of the deadlines relating to
14 fact discovery will facilitate further settlement discussions; and

15 WHEREAS NAN Y. PARK has been non-communicative since the withdrawal of her
16 counsel.

17 THEREFORE, the parties stipulate and propose that:

- 18 1. The fact discovery cut-off be extended from the current deadline of December 30,
19 2010 to February 25, 2011, the current deadline for expert discovery; and
20 2. The deadline for exchange of expert rebuttal reports shall be moved from January
21 7, 2011, to February 1, 2011.

22
23 Agreed and approved as to content and form by counsel for the parties as indicated below:
24

25 Date: December 8, 2008

BASSI, EDLIN, HUIE & BLUM LLP

26
27 By: _____
28 JOSEPH B. ADAMS, ESQ.
Attorneys for KAZUKO UMSTEAD

1
2 Date: December 8, 2008

DONGELL LAWRENCE FINNEY LLP

3
4 By: _____
5 IAN CULVER, ESQ.
6 Attorneys for WELLS FARGO BANK, N.A., AS
7 TRUSTEE FOR THE CLARA POPPIC TRUST

8 Date: December 8, 2008

9
10 By: _____
11 GUAN CHAO HUANG.
12 IN PRO PER

13 Date: December 8, 2008

WEYLAND LAW FIRM

14
15 By: _____
16 REBECCA HOBERG, ESQ.
17 Attorneys for BOWE PERMAC, INC. & VIC
18 MANUFACTURING COMPANY

19 Date: December 8, 2008

LAW OFFICE OF PETER LIEDERMAN

20
21 By: _____
22 PETER H. LIEDERMAN, ESQ.
23 Attorneys for KENNETH G. RENZ & ESTATE
24 OF JACKSON R. DENNISON

25 Date: December 8, 2008

FOLEY, BARON, METZGER, PLLC

26 By: _____
27 BRIAN H. PHINNEY, ESQ.
28 Attorneys for HOYT CORPORATION

1 Date: December 8, 2008

NEWMAN MARCUS LLP

2
3 By: _____
4 EDWARD NEWMAN
5 Attorneys for VALUES, INC.
6

7 IT IS SO ORDERED

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9 DATED: 12/27/10


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11 UNITED STATES DISTRICT JUDGE
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1 UNITED STATES DISTRICT COURT

2 FOR THE

3 NORTHERN DISTRICT OF CALIFORNIA

4
5 WELLS FARGO BANK N.A. et al,

Case Number: CV08-02561 SBA

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7 **CERTIFICATE OF SERVICE**

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11
12 Plaintiff,

13
14 v.

15 RENZ et al,

16 Defendant.

17 _____/
18 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
19 Court, Northern District of California.

20 That on December 28, 2010, I SERVED a true and correct copy(ies) of the attached, by placing
21 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
22 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
23 delivery receptacle located in the Clerk's office.

24 Guan Huang

25 2683 22nd Street

26 San Francisco, CA 94110

27
28 Nan Y. Park

261931

1 8306 Wilshire Boulevard

2 Suite 560

3 Beverly Hills, CA 90211

4 Won Jae Yi

5 2565 Telegraph Avenue

6 Berkeley, CA 94704

7 Dated: December 28, 2010

8
9
10 Richard W. Wieking, Clerk

11 By: LISA R CLARK, Deputy Clerk